

REMARKS

In the Restriction Requirement mailed June 21, 2007, the Examiner has restricted the claims to one of the following species under 35 U.S.C. 121:

- I. Claims 1, 2, 3, 4, 5, 6 and 10.
- II. Claims 1, 2, 7, 8 and 9.
- III. Claims 1, 10, 11, 12, 13, 14 and 15.

Applicant elects, with traverse, Group II, including at least claims 1, 2, 7, 8 and 9. Applicant notes that at least claim 1 is generic to all species groups. At least claim 2 is linking between group II and group I. Accordingly, allowance of either claim 1 or claim 2 must result in allowance of Group I claims. At least claims 10 is a linking claim between Group I and Group III. If Group I is allowed then Group III must be examined as well.

New claims 16 and 19 reads on all species and thus is generic. Allowance of either claim 16 or claim 19 must result in examination of all groups.

Applicant traverses based on the fact that Office Action asserts that the species require a different field of searching and/or prior art applicable to one species may not apply to another species, and/or the species. However, the Office Action is silent as to what these different classes may be. Thus, a *prima facie* case of restriction has not been made. Moreover, there is not serious burden to search all of the claims as currently pending.

Reconsideration and withdrawal of the election of species is requested.

CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance, and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (612) 349-9587 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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By their Representatives,

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Date: July 20, 2007

By 

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being filed using the USPTO's electronic filing system EFS-Web, and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 20th day of July 2007.

PATRICIA A. HULTMAN

Name


Signature